



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: LIPP, Eberhad

SERIAL NO.: 09/858,137

ART UNIT: 1723

FILED: May 15, 2001

EXAMINER: COOLEY, C.E.

TITLE: VERTICAL MIXER

RESPONSE "A"

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Responsive to the Official Action of September 8, 2002, having a shortened statutory period for response set to expire on October 18, 2002, please consider the following remarks:

REMARKS

In the Official Action, election was required between the patentably distinct species of the claimed invention. In particular, election was required between Species A, namely FIGURES 1 - 3, and Species B, namely FIGURES 4 - 5.

In reply to this election requirement, Applicant herein is electing the subject matter of Species A, namely FIGURES 1 - 3. Claims 1 - 7 and 16 are readable on this species.

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1/15/02
J. Butler

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